

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

8:12CR391

vs.

JOHN WAYS JR.,

Defendant.

ORDER

This matter is before the Court following a brief hearing in this case. Filing Nos. 825 and 827. As a result of the hearing, the Court orders the following:

1. The parties, including the defendant, shall appear in person for an evidentiary hearing for defendant's motion to vacate pursuant to 28 U.S.C § 2255, on March 1, 2021, at 9:30 a.m., in Courtroom 3, Roman L. Hruska Federal Courthouse, 111 South 18th Plaza, Omaha, NE before Senior Judge Joseph F. Bataillon.
2. The Bureau of Prisons is ordered to have the defendant, John Ways, Jr., in Omaha, Nebraska on or before March 1, 2021 at 9:30 a.m. and available for an in-person hearing.
3. The Bureau of Prisons is further ordered to mail to standby counsel any "legal papers" Mr. Ways believes necessary for his case. Such legal papers shall be delivered to standby counsel on or before March 1, 2021 at 9:30 a.m. Such legal papers shall be sent to Peder Bartling, 209 South 19th Street, #500, Omaha, NE 68102. Such legal papers shall be given to Mr. Ways upon his arrival in Omaha, Nebraska in preparation for this hearing.

4. Standby counsel, Ms. Marti S. Sleister, is hereby terminated as standby counsel in this case.
5. The Court hereby appoints Peder Bartling as standby counsel in this case.
6. The Clerk of Court is ordered to serve the defendant John Ways, Jr. at his last known prison address with a copy of this order.
7. The Clerk of Court is ordered to serve a copy of this order on the Bureau of Prisons at FCI FORT DIX, FEDERAL CORRECTIONAL INSTITUTION, P.O. BOX 38, JOINT BASE MDL, NJ 08640.

IT IS SO ORDERED.

Dated this 10th day of December, 2020.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge